App F IX 4

Previous References Rev 113-33 (+2)

1945 (46 rev)

File No 85-45

Serial Nos 151/152

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos TW 7

Part B for 1945

SUBJECT

Disposal of certain rubs in the Jagalur minor municipality

2 Feb 1

2197/L

General and Revenue Secretariat | File No | of 194 | [App F III-2

Serial No

Anonymous petition from the residents of Tagalwa Town making allegations against the (disposal alleged) of certain lands by the Non-Offr President of the mlg to his favourites at upset-prices etc

1 submits with a dft letter to the D.C. Chitaldrug at calling for a report

ma 2-8/10 2 This is an anonymous petition but definite allegations have been made therein against the non-Offl President & this for orders if a report may be called for from the D.C. in the matter

ADC seg) 6 11 45

3) Yes Sd 8/x/45

4) A dft letters & postcps ma 14/11/45

5) Issued 14/11/45

To: The D.C. Chitaldrug

L 3280 & 21-11-45

ARBITRATION SECTION No 2197 Dte 7/11 TAFV

TYPING SECTION 14 NOV 1945 GEN. SECT. NOTE - Contns Sheet

2197
2

Ml File No of 1945 | General and Revenue Secretariat

Serial No

Letter No A6 C 1159-224/45-46 Dt 1-4-46 from the Dy Commr, Chitaldrug Dt furnishing a report in the matter

6) The report forwarded by the Dy Commr Chitaldrug Dt is submitted for perusal. Sites have been formed in the Jagalur Town in the two plots of land viz (1) in the site of a Park & (2) in the bit of open space to the left of the Travellers Bungalow & put up for sale.

7) Out of the four sites formed in the Park area, the bids in respect of two sites stand in the name of Mr B S. Thippeswamappa & the other two in the name of Mr Khasim Sab

8) Both these bidders presented petitions requesting that the sites may be confirmed in the name of one Mr J Mb Thippeswamy, son-in-law of Mr Revanna, the Patt, for whom the bid at the auction sale

9) Out of the four sites formed in the bit of the open space to the left of the Traveller's Bungalow, two sites have been knocked down to Mr G Venkatesha Reddy who has also presented a petn requesting to confirm the above two sites in the name of one Mr J K Imam Hussain Sab, the 3rd site stands in the name of

2197/7090

Mr Vasudeva Reddy, Rtd Member & son-in-law of Mr Donappa, the Vice Pdt, the fourth site being reserved for the Construction of Quarters for the Amuldar

It is stated by the Dy/Comm that the Sub-Divn officer is of opinion that if the sales are cancelled, there is no prospect of securing higher bids & requested that the sites may be continued.

From the abovementioned it is seen that all the four sites formed in the Park area stand in the name of one Mr Thibbeswamy, son-in-law of Mr Veeranna, the Pdt, that two out of the four sites in the formed near the T B stand in the name of one Mr. D K Imam Hussain sab & that the 3rd in the name of one Mr Vasudeva Reddy, son-in-law of Mr. Donappa, the Vice Pdt

The Dy/Comm further reports that there is no Provision in the Town Planning Act 1923 Preventing the Pdt / Dirs from purchasing properties in open sales & requested ... and as noted with statement flagged

Submitted for orders

14/4 13) Gopalpur is a Municipality. It has an elected Municipal President.

An anonymous

petition presenting to be from some residents of Jagalur town was presented to the first in Sept 49 wherein certain allegations were made against the municipal President to the effect that he purchased some sites for himself, allowing others to be sold in the auction sale & a report was called for from the D.C. Chitaldrug vide 15th Nov Rec S.D.O. Davangere visited & held a detailed enquiry in regard to the disposal of sites and has furnished a report. The D.C. reports to Govt. vide

1b The records show that, on 19.7.49 the Municipal President has auctioned seven sites from the ML area and they have fetched a sum of Rs 10,200/- which is stated to have been used with a view to realising some money for the starting Fund of ML High School & for meeting the recurring charges of the said school.

1c The sites are seen to have been purchased by one or two influential persons. At the auction sale held, others have been allowed to bid for or on behalf of the President or his son in law Mr. J. M. Mallappa

or for another gentleman named
Lakshkar Imam Hussain Sahb Mrs
would be to prove that the transactio
is not a bonafide one but
amounts to benami transactions the
redeeming creditor part of these gentlemen
to have found an unholy alliance of
the kind referred & knocked off the lots
for their personal benefit such actions
on the part of responsible persons may
deserve to be dealt with severely
Further two lots are also stated to belong to
for sale of land on a
previous occasion 18
The legal aspects concerned there are no matters
irregularities and that, if the sales are
cancelled, there is no property seems
any higher bids. The amount realised is
Rs 10,2 20/- a very decent amount which may
benefitted either for the Aga School or for
the improvement of the interiors further
there is a big estimate of which are looking
purposes It is also stated that there is
no provision in the current financial rules as
1933 preventing the President from granting
properties upon sale under rule 2 of
the rules relating to the disposal of
immovable properties by transfer which Sanctio
of Govt is necessary for the disposal of

Along "D"
Rotfor No L 2375
Dt 13-33-2
Dt 12-10-1933

7090/P

immovable property within [illegible] a price of more than Rs 500/- In this case, each of the 2 lots has fetched more than Rs 1000/- Hence the D.C. requires sanction of Govt.

CONFIDENTIAL
GOVERNMENT OF MADRAS
24 1940
6670

15) Papers from 3 above for orders

Revenue Dept
18/11/40

11) No action is called for or possible against the Non-official President. Further there is no Standing order or rule that the Board may possess or acquire any immovable property within the limits of the Municipality of which he is the President.

12) D.C's request to confirm the Sales held regularly may be allowed.

Minister for Agr) Rows
24/4
[illegible]

~~[illegible]~~

22) There are some irregular & unsavoury features about the sale (see para 17) which make it unsafe to confirm it. The ~~[illegible]~~ Sale may not be confirmed, & the

7090 /45

D.C may be requested to get the plans of lay-out scrutinized & approved by the Govt Architect or Town Planning adviser & the sites, as appd by local officer passed after due publicity -

5/5/46

6/5/46

23) Dft letter put up

24) Submitted with a draft letter for appl

10/5

25) Issue from 11/5/46

To The Dy Commr Chitaldrug Dt

No L 12787 Dy 16/5/46

Reference Requests that the plans & the layout may be got scrutinised & appd by the Govt Architect or Town Planning Adviser & that the sites, as appd by them officers may be resold after due publicity -

14/5

Instructions have been issued to the Dy Comm Chitaldrug Dt for the formation of a layout & its disposal as directed by the Minister in para 22 supra. Submitted for orders whether the papers may be filed for the present

17/5/46

yes please

17/5/46

2 No L 3980
Encl 3

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

To, 21 X 1. 45

The D. C. Chittagong

Sir,

In forwarding herewith an anonymous petition dt 21-9-45 (in original —to be returned with the reply) received from the residents of Jaghu Tilla making allegations against the alleged disposal of certain lands by the Revenue Official President of the Union to his favourites at nominal prices, I am directed to request you to submit a detailed report to put us then a fortnight in the matter

I have et

Inquiries

& Addl Sc

WD 0565—GPB—22 500—8 11 38

Ml 85-45 15 2090 APR 1946

-Office of the Deputy Commissioner,
No. Ap.C.1159-224/45-46 Chitaldrug District,
Enc-1 file Chitaldrug, dated, 1st April 1946.

To

J.B.Lallcralhya Esq., M.A.,
Secretary to the Government of Mysore,
Revenue Department, Bangalore.

RP

Sir,

With reference to your letter No.L.3080 dated 21-11-45 forwarding an anonymous petition dated 21-9-1945 received from the Residents of Jagalur town alleging that the Non official President of the Municipality had disposed of certain sites to his favourites at nominal prices etc., I have the honour to state that 2 plots of land viz., the site of a park and a bit of open space to the left of the Travellers Bungalow were formed into building sites and put up for sale by the President and the councillors without the Sanitary Engineer being consulted in regard to the lay out of sites. It is alleged that the sale istihars were not properly published and the sites were knocked down to the President, Vice President and one Mr. Imam Hussain Sahib, and the amount fetched in the sale was being very low and the other residents in the town who were anxious to purchase sites were not apprised of the sale, and the Municipality has also lost a good income which it would have otherwise realised.

It is further alleged that the President and Mohamed Imam Hussain and other influential persons have also unauthorisedly occupied some plots of land at the junction of Chitaldrug-Davangere Road and have been using the same as Kanas.

A report was called for from the Sub Division Officer, and he states that the 2 plots referred to were formed into building sites by the Municipality without the approval of the Town Planning Division or Government Architect being obtained but the sales had been regularly held and several persons had offered their bids.

The President of the Municipality states that the

Municipal

Municipal Council was anxious to start a High school and necessary funds had to be found to meet :-

1) Stability deposit of Rs. 5000/-

2) The non recurring charges of Rs. 3000/

3) The recurring annual charges of Rs. 2000/

and he had obtained the oral permission of the then Deputy Commissioner for the conversion of the plots of land into building sites and disposal by sale.

The sale realisations are lower has compared with that the sites in the shandy maidan fetched. The President explains that the higher bids in the previous sale were all due to unhealthy competation and the bidder Sanne Thimmanna was ruined on this account.

Out of the four sites formed in the park area the bids in respect of two sites stand in the name of Mr.D.S.Thippeswamy pleader and other two in the name of Mr.Ghasim Sab. Both these bidders have presented petition stating that they had offered their bids for Mr.J.M.Thippeswamy Son in Law of Mr.Navanna, the President and request that the sites may be confirmed in favour of the said Mr.J.M.Thippeswamy.

Out of four sites formed to the left of the T.B. two sites have been knocked down to Mr.T.Venkatesha Reddy who has also given a petition stating that the said sites may be confirmed in the name of Mr.T.J.M.Ram Hussain Sab. The 3rd site stands in the name of Mr.Vasudeva Reddy R.A.Member and son in law of Mr.Donappa the Vice President. The 4th site has been reserved for the construction of quarters for the Amildar. The Sub Division Officer is of opinion that if the sales are cancelled, there is no prospect of securing any higher bids.

As regards the allegations that certain plots of land at the junction of Chitaldrug-Davangere Road

are used by Mr.Revanna and 6% others as Kanas Kanas, the Sub Division Officer reports that this is a Revenue Land in which parties were allowed to have Kanas on payment of ground rent ,and the appropriation of these lands for building purposes has also been sanctioned.

The President of the Municipality in his No.13 dated 13-10-45 and 13/ dated 6-2-46 has reported that the sales have been regularly held and requests that they may all be confirmed. He further reports in his No.13/45-46 dated 6-2-46 that the stability deposit of Rs.5000/.required for the Municipal Hig School has been paid and the non recurring charges of Rs.3000/. is still due for payment.

There are no material irregularities in the sale. The balance of the bid amount/ has been paid on 4-8-1945 in respect of the park sites and there has been a delay of only one day in crediting the bid amount. The Sub Division Officer,Davangere who has held the enquiry has come to the conclusion that the four sites have been purchased on behalf of Mr. Revanna the President of the Municipality by Mr. Thippeswamy who is his son-in-law and the two sites are purchased on behalf of Mr.J.B.Imam Hussain. There is no provision in the Mysore Municipalities Act.1933 preventing the President from purchasing properties in open sale. In these circumstances that sanction of Government may kindly be obtained at an early date for the confirmation of the sales noted on the margin reverse as they are regularly held.

All the connected papers pending with Report No. H.C.13 dated 6-2-46 of the President of the Jagalur Municipality are enclosed herewith for favour of reference.

I have the honour to be,
Sir,
Your most obedient Servant,

Deputy Commissioner,
Chitaldrug Dist.

C.M.F.3/.

Park Sites.

Name of purchaser.	Site No.	Measurement.	Highest bid amount.	Amount paid.
Mr.J.M.Thippeswamy.	1	90' x100'	1800/.	1800/.
"	2	90' x 100'	1900/	1900/.
"	3	90' x 80'	1025/.	1025/.
"	4	90' x 80'	1000/.	1000/.
sites comprising of the Amildar's quarters)				
1) Mr.K.T.Vasudeva Reddy,.	2	69' x 60'	1250/.	1250/.
2) Mr.J.M.Imam Hussain Sab.	3	69' x 60'	2035/.	2035/.
3) -do-	4	69 x 50'	1210/	1210/.

Appendix F G —1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 194

Date of issue 1.6.45 4.C

Signed by

List of enclosures

Copied by

Examined by

Section

File No

Serial No M 85-45-152

No L 12782/W/R

To

The Dy Commr, Chittaldrug

Sir,

With reference to the correspondence ending with your letter No A6 C 1159-224/45-46 dy 1-4-46 re the disposal of Cashew sites in the Jagalur minor Mkt, I am directed to state that Govt are not in favour of confirming the sale as now held. I am therefore to request that you may get the plans of the lay-outs scrutinised and approved by the Govt Architect or Town Planner Bdvsor & that the sites, as approved may be by that officer, resold after due

-in view of the fact that at the time of the transaction existing for the purpose appears to be of a benami nature & that the bids offered are also low as compared with the realisable value of the lands on a previous occasion at the place

Publicans-

The records accompany

Thanks

from

Prof Seymour Smith

Yale Divinity